

**REGULAR MEETING**

**COMMISSION CHAMBER**

**June 1, 2004**

Augusta Richmond County Commission convened at 2:03 p.m., Tuesday, June 1, 2004, the Honorable Bob Young, Mayor, presiding.

PRESENT: Hons. Hankerson, Smith, Colclough, Grantham, Mays, Cheek, Beard, Williams, Sims and Boyles, members of Augusta Richmond County Commission.

Also Present: Steve Shepard, Attorney; George Kolb, Administrator; Lena Bonner, Clerk of Commission.

The Invocation was given by Rev. Marion Williams.

The Pledge of Allegiance was recited.

**RECOGNITION:**

**Congratulations!!! Commissioners Richard Colclough and Bobby Hankerson was awarded a "Certificate of Recognition" during the 2004 Association of County Commissioners of Georgia (ACCG) Annual Meeting held in Chatham County, Ga. from the Harold F. Holtz Municipal Training Institute for Elected Officials sponsored by the University of Georgia, Carl Vinson Institute of Government.**

**PRESENTATIONS:**

**A. Ms. Jessica C. Kendrick.**

**RE: Presentation to the Augusta Commission**

**PARSONS ENGINEERING**

**B. Ms. Teresa Crisp, P.E., Project Manager**

**RE: Status report on Watershed Implementation Project.**

**Mr. Colclough: I move that we receive this as information and go on record as congratulating this partnership for the job they're doing.**

Mr. Cheek: Second.

**Motion carries 10-0.**

**DELEGATION:**

**Five (5) minute time limit per delegation**

**C. Mr. Brian Green**

**RE: Disorder and living conditions within our public housing areas.**

**CONSENT AGENDA ITEMS:**

**PUBLIC SERVICES:**

1. Motion to approve a thirty (30) cents taxicab rate increase. (Approved by Public Services Committee May 24, 2004)
2. Motion to approve one year renewal July 1, 2004 to June 30, 2005 of the Governmental Lease Agreement between Augusta Ga. and the Department of Navy regarding the Naval & Marine Corps Reserve Center on Central Ave. (Approved by Public Services Committee May 24, 2004)
3. Motion to approve a request by Sandi Watkins for a one day special events Beer License to be used in connection with Vic's Annual Block Party located in the 500 block of Ellis St. District 1. Super District 9. (Approved by Public Services Committee May 24, 2004)
4. Motion to approve a request by George Harrison for a Sunday Sales License to be used in connection with The Boll Weevil Café & Sweetery located at #10 Ninth Street. There will be Sunday Sales. District 1. Super District 9. (Approved by Public Services Committee May 24, 2004)
5. Motion to approve a request by Harold Cook for a retail package Beer & Wine License to be used in connection with C & M Grocery located at 619 East Boundary. District 1. Super District 9. (Approved by Public Services Committee May 24, 2004)
6. Motion to approve a request by John Eang for a retail package Beer & Wine License to be used in connection with Circle J. located at 3020 Tobacco Rd. District 8. Super District 10. (Approved by Public Services Committee May 24, 2004)
7. Motion to approve a request by Donald R. Wooldridge for a retail package Beer & Wine License to be used in connection with Bi-Rite Food Store located at 5258 Mike Padgett Hwy. District 8. Super District 10. (Approved by Public Services Committee May 24, 2004)
8. Motion to approve bid item 04-079, color coating of Tennis Courts at Newman Tennis Center, to Hasley Recreation and Design in the amount of \$21,168. (Approved by Public Services Committee May 24, 2004)

#### **ADMINISTRATIVE SERVICES:**

9. Motion to approve award of 2004 HOPWA Funds to St. Stephens, Ministry Inc. \$100,000 and Aiken Housing Authority \$35,000. (Approved by Administrative Services Committee May 24, 2004)
10. Motion to approve an Ordinance providing for the demolition of certain unsafe and uninhabitable properties in the Bethlehem Neighborhood: 1129 Camille Street, 1548 Chestnut Street, 1617 Chestnut Street, 1125 Davis Street, 1415 Maple Street, 1428 Maple Street, 1724 Savannah Road, (District 2, Super District 9); AND WAIVE 2<sup>ND</sup> READING. (Approved by Administrative Services Committee May 24, 2004)

#### **PUBLIC SAFETY:**

11. Motion to approve placing the federal grant from the Georgia Emergency Management Agency (GEMA) in the amount of \$13,271.00 into an account for the Emergency Management Agency to be used in conjunction with

**LEOP (Local Emergency Operation Plan) expenditures for completion of the LEOP. (Approved by Public Safety Committee May 24, 2004)**

**FINANCE:**

- 12. Deleted from the consent agenda.**
- 13. Deleted from the consent agenda.**

**ENGINEERING SERVICES:**

- 14. Motion to approve funding in the amount of \$75,000 for additional upgrades to the waterlines in conjunction with the Georgia DOT's Hwy 1 intersection improvement project. (Approved by Engineering Services Committee May 24, 2004)**
- 15. Motion to authorize an increase in funding approved for critical repairs to the JLEC at 401 Walton Way from \$631,983.36 to \$735,000 and add replacement of the lobby glazing to the scope of work to be performed under the contract with Commercial Roof Management as Administered by the Public Works and Engineering Department. Also approve reprogramming of \$80,082 from the Phinzy Road Lighting Protection System allocation from SPLOST Phase IV to the JLEC Roofing and Waterproofing project to fund additional capital improvements and amend Capital Project Budget (CPB#324-05-201150430) from \$500,000.00 to \$580,082., Finally, amend Capital Project Budget (CPB# 324-05-201150410-Phinzy Road Lighting Protection System) from \$250,000 to \$169,918. (Approved by Engineering Services Committee May 24, 2004)**
- 16. Motion to approve the execution of Outdoor Lighting Service Agreements with Georgia Power to provide lighting upgrade, repair and maintenance at the J. B. Messerly and Spirit Creek Water Pollution Control Plants. (Approved by Engineering Services Committee May 24, 2004)**
- 17. Motion to approve contract to purchase approximately 65 acres for the Butler Creek-Greenbelt and expenditure of Greenspace funds for said purpose. (Approved by Engineering Services Committee May 24, 2004)**
- 18. Motion to approve change Order number seven with Mabus Brothers Construction in the amount of \$15,291.81 on the Stevens Creek Road Improvement Project (CPB#323-04-296823235) funded from The Project Construction Account. (Approved by Engineering Services Committee May 24, 2004)**
- 19. Motion to accept deed of dedication for Greenspace Property on Rock Creek. (Approved by Engineering Services Committee May 24, 2004)**
- 20. Deleted from the consent agenda.**

**PETITIONS AND COMMUNICATIONS:**

- 21. Motion to approve the minutes of the regular meeting of the Commission held May 18, 2004.**

**APPOINTMENT:**

- 22. Motion to approve the reappointment of Mr. James B. Norris to the Board of Tax Assessors representing District 10.**

**PLANNING:**

- 23. Deleted from the consent agenda.**
- 24. SA-40 – A request for concurrence with the Augusta-Richmond County Planning Commission to approve an amendment to Section 402 E of the Subdivision Regulations for Augusta-Richmond County pertaining to street signs, and Section 405 F pertaining to construction standards for private streets. (Approved by the Commission May 18, 2004 –second reading)**
- 27. Motion to approve an agreement with Georgia Department of Family and Children services to provide training and work experience for TANF program participants.**
- 31. Consider the rescheduling of the July 20<sup>th</sup> (Election Day) regular Commission meeting to Monday July 19, 2004.**

**Mr. Cheek: I would like to add Item 31 to the consent agenda and instead of using Monday prior to election day to use Wednesday, July 21, the day after the election.**

**Mr. Colclough: I so move.**

**Mr. Hankerson: Second.**

**Motion carries 10-0. [Items 1-11, 14-19, 21-22, 24, 27, 31]**

**PUBLIC SERVICES:**

- 25. New Ownership: A. N. 04-25: A request by J. Lee Jackson for a Wholesale Beer License to be used in connection with Beverage South, LLC located at 1815 Wilkinson Rd. District 6. Super District 10. (No recommendation from Public Services Committee May 25, 2004 )**

**Mr. Grantham: A motion to approve.**

**Mr. Mays: Second.**

**Motion carries 10-0.**

**ATTORNEY:**

- 29. Motion to adopt a “Contractor and Private Building Inspector registration Ordinance” with an effective date of January 1, 2005. (Deferred from the May 10<sup>th</sup> Committee Meeting)**

**Mr. Cheek: I move to approve.**

Ms. Sims: Second.

**Mr. Mays: I so move to table.**

Mr. Williams: Second.

**Mr. Grantham and Ms. Sims vote No.  
Motion carries 8-2.**

**12. Motion to approve \$10,000 appropriation from the Promotion Account to Main Street Augusta regarding MSA Initiative *Branding Augusta's Central Business District*. (Approved by Finance Committee May 24, 2004)**

**Mr. Grantham: I'm going to make a motion that we approve this item with the funds coming from the Promotion Account.**

Mr. Williams: Second.

**Mr. Hankerson votes No.  
Motion carries 9-1.**

**13. Motion to authorize Proposed Water and Sewerage Revenue Bonds in an amount not to exceed \$160 million. (Approved by Finance & Engineering Services Committee May 24, 2004)**

**Mr. Cheek: I'd like to make the motion that we approve this with a \$2 million dollar earmark for repairs to the diversion dam and the canal towpath and other water conducting entities in that structure, that that money be set aside and used immediately to repair those essential items, places where the stopped logs and different things have gone and to clear the debris which is causing undermining and repair those.**

Mr. Williams: Second.

**Mr. Grantham votes No.  
Motion carries 9-1.**

**20. Motion to ratify authorization "Letter" to approve Change Order #1 in the amount of \$6,370.00 to R.W. Allen and Associates Inc. for furnishing and installing fire rated windows in lieu of standard units in the Augusta Common Service Building to comply with requirements of the Life Safety Code. This involves reallocating \$12,000 of allowances included in the base bid for additional cabinetry and \$6,370.00 to be funded from project contingency, the revised contract amount will be \$797,370.00. (Approved by Engineering Services Committee May 24, 2004)**

**Mr. Williams: So move.**

Mr. Cheek: Second.

**Motion carries 10-0.**

**23. ZA-R-164 – A request for concurrence with the Augusta-Richmond County Planning Commission to approve an amendment to Section 8 of the Comprehensive Zoning Ordinance of Augusta-Richmond County to provide for sales trailers to be placed in new subdivisions by Special Exception subject to certain regulations. (Approved by the Commission May 18, 2004 – second reading)**

**Mr. Williams: So move.**

Ms. Beard: Second.

**Motion carries 10-0.**

**26. Discuss the placement of Augusta Transit bus benches. (Requested by Commissioner Marion Williams)**

**Mr. Williams: I move that we receive this as information and also accept the grant.**

Ms. Sims: Second.

**Motion carries 10-0.**

**PETITIONS AND COMMUNICATIONS:**

**28. Select voting delegate for the National Association of Counties (NACo) Conference July 16-20, 2004.**

Mr. Williams: I nominate Mr. Tommy Boyles.

Ms. Sims: I second it.

Mr. Boyles: I'm not real certain I'm going.

**Mr. Grantham: I nominate Commissioner Hankerson.**

Mr. Colclough: I second.

**(Vote for Mr. Hankerson)**

**Mr. Hankerson abstains.**

**Motion carries 9-1.**

**OTHER BUSINESS:**

**30. Consider Mayor's recommendation for administrator recruiting process.**

**(It was the consensus of the Commission that this item be deferred until after the legal meeting)**

**32. Request Grand Jury investigation of the Fleet Management Department.  
(Requested by Commissioner Marion Williams)**

**Mr. Williams: So move.**

**Mr. Cheek: I'm going to second that.**

**Mr. Boyles, Ms. Sims and Mr. Grantham vote No.  
Motion carries 7-3.**

**ADDENDUM AGENDA:**

**ADDITIONAL INFORMATION:**

**Regarding Item # 13**

**ADDITION TO THE AGENDA:**

**1. Motion to abandon a portion of right-of-way between Sand Bar Ferry and Magnolia Avenue. (Requested by the Attorney)**

**Mr. Cheek requests to add an additional item to implement an odd/even water restriction conservation plan.**

**(No objection to adding these items to the agenda)**

**Addendum Item 1. Motion to abandon a portion of right-of-way between Sand Bar Ferry and Magnolia Avenue. (Requested by the Attorney)**

**Mr. Cheek: So move to approve.**

**Ms. Beard: Second.**

**Mr. Williams: I would like to have the address on this.**

**[Vote on Addendum Item 1 is delayed until address is received]**

**Addendum Item 2. Motion to approve implementation of an odd/even water conservation plan.**

**Mr. Grantham: I make a motion we approve.**

Mr. Cheek: Second.

**Motion carries 10-0.**

**33.LEGAL MEETING.**

- **Pending and potential litigation.**
- **Real Estate.**
- **Discuss the Deen Avenue Property. (Requested by Commissioner Hankerson)**
- **Personnel.**

**Mr. Williams: So move.**

Ms. Beard: Second.

**Motion carries 10-0.**

**[LEGAL MEETING]**

**34. Motion to approve authorization for the Mayor to execute affidavit of compliance with Georgia's Open Meetings Act.**

**Mr. Mays: So move.**

Mr. Colclough: Second.

**Motion carries 10-0.**

**(Discussion continues on Addendum Item 1)**

**Mr. Williams: I move we take this item off the table.**

Mr. Colclough: Second.

**Motion carries 10-0.**

**Mr. Cheek: I move we abandon the alley.**

Mr. Smith: Second.

**Motion carries 10-0.**

**(Discussion continues on Item 29)**



**Ms. Sims: I move we take this off the table.**

Mr. Boyles: Second.

**Motion carries 10-0.**

**Mr. Grantham: I move to approve.**

Ms. Sims: Second.

**Mr. Shepard: I would ask for the technical amendment to vote by the six-vote affirmative vote requirement for the passage of any item rather than by the simple majority.**

**Mr. Williams votes No.**

**Mr. Mays out.**

**Motion carries 8-1.**

**Addendum Item 3. Motion to approve the retirement of Mr. Tillman Wilson under the 1977 Pension Plan.**

**Mr. Williams: I so move we add and approve this item.**

Ms. Sims: Second.

**Motion carries 10-0.**

**Addendum Item 4. Motion to approve the conveyance through the Land Bank of 2.7 acres at #2 Milledge Road to Gospel Radio, Inc.**

Mr. Shepard: This would be for the value of the real estate and not the improvements and that the structure of the transaction be approved by the administration and the attorney to pay the City's interest at closing either through cash or by second mortgage and promissory note.

**Mr. Williams: So move.**

Mr. Cheek: Second.

**Mr. Mays out.**

**Motion carries 9-0.**

**MEETING ADJOURNED**

Lena J. Bonner  
Clerk of Commission

